

BUSINESS REPORT

**MONTANA HOUSE OF REPRESENTATIVES
61st LEGISLATURE - REGULAR SESSION**

HOUSE FEDERAL RELATIONS, ENERGY, AND TELECOMMUNICATIONS COMMITTEE

Date: Wednesday, March 25, 2009

Time: 3:00 pm

Place: Capitol

Room: 172

BILLS and RESOLUTIONS HEARD:

Prefix (HB, HR, HJR, SB, SR, or SJR) and number. Add Postponed (PP) when appropriate:


EXECUTIVE ACTION TAKEN:

Prefix (HB, HR, HJR, SB, SR, or SJR) and number. Enter P(pass) F(failed) DPAA (do pass as amended) BC(be concurred in) BCAA (be concurred in as amended):

HB 641 TIE SB 424 BC SB 403 BCAA SB 290 BC

SB 449 BCAA SB 257 BC _____

COMMENTS:



REP. Art Noonan, Chairman



HOUSE STANDING COMMITTEE REPORT

March 27, 2009

Page 1 of 1

Mr. Speaker:

We, your committee on **Federal Relations, Energy, and Telecommunications** recommend that **Senate Bill 257** (third reading copy – blue) be concurred in.

Signed: _____

Representative Art Noonan, Chair

To be carried by Representative Chas Vincent

- END -

Committee Vote:

Yes 8, No 6

Fiscal Note Required ____

SB0257001SC05138.hjd

HOUSE OF REPRESENTATIVES
Roll Call
FEDERAL RELATIONS, ENERGY, & TELECOMMUNICATIONS
COMMITTEE

DATE: 3/25/09

<u>NAME</u>	<u>PRESENT</u>	<u>ABSENT/EXCUSED</u>
Vice Chair Driscoll	X	
Vice Chair Klock	X	
Representative Augare	X	
Representative Boland	X	
Representative Jones		X
Representative Jopek		X
Representative MacClaren		X
Representative O'Hara		X
Representative Phillips	X	
Representative Regier	X	
Representative Reichner	X	
Representative Stahl		X
Representative Wiseman		X
Chairman Noonan	X	



HOUSE STANDING COMMITTEE REPORT

March 26, 2009

Page 1 of 3

Mr. Speaker:

We, your committee on **Federal Relations, Energy, and Telecommunications** recommend that **Senate Bill 403** (third reading copy – blue) be concurred in as amended.

Signed: _____

Representative Art Noonan, Chair

To be carried by Representative Art Noonan

And, that such amendments read:

1. Title, page 1, line 7 through line 8.

Strike: "AS" on line 7 through "ENERGY" on line 8

Insert: "TO OFFSET"

2. Title, page 1, line 9.

Following: "69-3-603"

Strike: ", "

Following: "~~69-3-604~~"

Insert: "AND"

Strike: "AND 69-3-2005,"

3. Page 2, line 26.

Strike: "In"

Insert: "Except as provided in subsection (5)(c)(i), in"

4. Page 2, line 29.

Strike: "As"

Insert: "Except as provided in subsection (5)(c)(ii), as"

Strike: "i:"

5. Page 2, line 30.

Strike: "(i)"

6. Page 3, line 1 through line 6.

Committee Vote:

Yes 13, No 1

Fiscal Note Required __

SB0403001SC03705.hjd

Strike: ":" on line 1 through "capacity" on line 6

7. Page 3, line 9.

Strike: "In"

Insert: "Except as provided in subsection (5)(c)(i), in"

8. Page 3, line 12.

Strike: "As"

Insert: "Except as provided in subsection (5)(c)(ii), as"

Strike: ":"

9. Page 3, line 13.

Strike: "(A)"

10. Page 3, line 14 through line 19.

Strike: ":" on line 14 through "capacity" on line 19

11. Page 3.

Following: line 29

Insert: "(c) (i) The standards established in subsections (3) and (4) are reduced annually by the amount of energy delivered to a utility by a qualifying small power production facility, as defined in 69-3-601, that is also an eligible renewable resource.

(ii) The standards established in subsections (3)(b) and (4)(b)(i) are reduced annually by the quantity of nameplate capacity of a qualifying small power production facility, as defined in 69-3-601, that is also an eligible renewable resource under contract to deliver electricity to a utility."

12. Page 4, line 4.

Strike: "except" through "(7)(c)."

13. Page 4, line 12 through line 19.

Strike: subsection (c) in its entirety

Insert: "(c) If a public utility purchases both the electricity and renewable energy credits from a qualifying small power production facility, the acquisition must be treated as a community renewable energy project pursuant to subsections (3)(b) and (4)(b)(i)."

14. Page 5, line 21 through page 6, line 30.

Strike: section 3 in its entirety

Renumber: subsequent sections

15. Page 7, line 10.

Strike: "[Sections 1, 2, and ~~4~~ 3]"

Insert: "[Sections 1 and 2]"



HOUSE STANDING COMMITTEE REPORT

March 26, 2009

Page 1 of 1

Mr. Speaker:

We, your committee on **Federal Relations, Energy, and Telecommunications** recommend that **Senate Bill 449** (third reading copy – blue) be concurred in as amended.

Signed: _____

Representative Art Noonan, Chair

To be carried by Representative Art Noonan

And, that such amendments read:

1. Page 3, line 11.

Following: "with"

Insert: "the Montana university system, including"

- END -

Committee Vote:

Yes 13, No 1

Fiscal Note Required ____

SB0449001SC03705.hjd



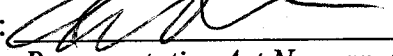
HOUSE STANDING COMMITTEE REPORT

March 26, 2009

Page 1 of 1

Mr. Speaker:

We, your committee on **Federal Relations, Energy, and Telecommunications** recommend that **Senate Bill 290** (third reading copy – blue) be concurred in.

Signed: 
Representative Art Noonan, Chair

To be carried by Representative Keith Regier

- END -

Committee Vote:

Yes 8, No 6

Fiscal Note Required ☐

SB0290001SC06479.hjd



HOUSE STANDING COMMITTEE REPORT

March 26, 2009

Page 1 of 1

Mr. Speaker:

We, your committee on **Federal Relations, Energy, and Telecommunications** recommend that **Senate Bill 424** (third reading copy – blue) be concurred in.

Signed: _____

Art Noonan
Representative Art Noonan, Chair

To be carried by Representative Brady Wiseman

- END -

Committee Vote:

Yes 14, No 0

Fiscal Note Required ____

SB0424001SC03856.hjd

HOUSE OF REPRESENTATIVES
Roll Call Vote
FEDERAL RELATIONS, ENERGY, & TELECOMMUNICATIONS
COMMITTEE

DATE 3/25/09 BILL NO HB641 MOTION NO. _____
 MOTION: DO PASS

<u>NAME</u>	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
Vice Chair Driscoll	1		
Vice Chair Klock		1	
Representative Augare	2		
Representative Boland	3		
Representative Jones		2P	
Representative Jopek	4P		
Representative MacClaren		3	
Representative O'Hara		4P	
Representative Phillips	5		
Representative Regier		5	
Representative Reichner		6	
Representative Stahl		7P	
Representative Wiseman	6		
Chairman Noonan	7		

HOUSE OF REPRESENTATIVES
Roll Call Vote
FEDERAL RELATIONS, ENERGY, & TELECOMMUNICATIONS
COMMITTEE

DATE 3/25/09 BILL NO HB 641 MOTION NO. _____
 MOTION: BE AMENDED (HB064101.ASN)

<u>NAME</u>	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
Vice Chair Driscoll		X	
Vice Chair Klock	X		
Representative Augare		X	
Representative Boland		X	
Representative Jones	X		X
Representative Jopek		X	X
Representative MacClaren	X		
Representative O'Hara	X		X
Representative Phillips		X	
Representative Regier	X		
Representative Reichner	X		
Representative Stahl	X		X
Representative Wiseman		X	
Chairman Noonan		X	

HOUSE OF REPRESENTATIVES
Roll Call Vote
FEDERAL RELATIONS, ENERGY, & TELECOMMUNICATIONS
COMMITTEE

DATE 3/25/09 BILL NO SB 403 MOTION NO. _____
MOTION: BE CONCURRED IN

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
Vice Chair Driscoll	1		
Vice Chair Klock	2		
Representative Augare	3		
Representative Boland	4		
Representative Jones	5P		
Representative Jopek	6P		
Representative MacClaren	7		
Representative O'Hara	8P		
Representative Phillips	9		
Representative Regier	10		
Representative Reichner	11		
Representative Stahl	12P		
Representative Wiseman		1	
Chairman Noonan	13		

HOUSE OF REPRESENTATIVES
Roll Call Vote
FEDERAL RELATIONS, ENERGY, & TELECOMMUNICATIONS
COMMITTEE

DATE 3/25/09 BILL NO SB 290 MOTION NO. _____
 MOTION: BE CONCURRED IN

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
Vice Chair Driscoll		1	
Vice Chair Klock	1		
Representative Augare		2	
Representative Boland	2		
Representative Jones	3		X
Representative Jopek		3P	X
Representative MacClaren	4		
Representative O'Hara	5P		X
Representative Phillips		4	
Representative Regier	6		
Representative Reichner	7		
Representative Stahl	8P		X
Representative Wiseman		5	
Chairman Noonan		6	

HOUSE OF REPRESENTATIVES
Roll Call Vote
FEDERAL RELATIONS, ENERGY, & TELECOMMUNICATIONS
COMMITTEE

DATE 3/25/09 BILL NO SB 257 MOTION NO. _____
 MOTION: BE CONCURRED IN

<u>NAME</u>	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
Vice Chair Driscoll	1		
Vice Chair Klock	2		
Representative Augare		1	
Representative Boland		2	
Representative Jones	3P		X
Representative Jopek		3P	X
Representative MacClaren	4		
Representative O'Hara	5P		X
Representative Phillips		4	
Representative Regier	6		
Representative Reichner	7		
Representative Stahl	8P		X
Representative Wiseman		5	
Chairman Noonan		6	

AUTHORIZED COMMITTEE PROXY

I request to be excused from the FRET

Committee because of other commitments. I desire to leave my proxy vote with:

V.C. HARRY KLOCK

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT	AYE	NO	BILL/AMENDMENT	AYE	NO
HB 641 AMD	X				
"	X				
64101 641	X				
641		X			
424	X				
403 A	X				
"	X				
SB 290	X				
SB 449 AMD	X				
"	X				
SB 257	X				

Rep. [Signature]
(Signature)

Date 3-25-09

AUTHORIZED COMMITTEE PROXY

I request to be excused from the

Fret

Committee because of other commitments. I desire to leave my proxy vote with:

Driscoll

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT	AYE	NO	BILL/AMENDMENT	AYE	NO
HB641	✓				
AMD64102.gsn	✓				
AMD64101.gsn		✓			
AMD64101.gsn					
AMD64101.ate	✓				
SB424	✓				
SB403	✓				
AMD40301.gsn	✓				
SB290		✓			
SB449	✓				
AMD44901.ate	✓				
SB257		✓			

Rep.

Japer

(Signature)

Date

3/25/09

**AUTHORIZED
COMMITTEE PROXY**

I request to be excused from the FRET

Committee because of other commitments. I desire to leave my proxy vote with:

V.C. HARRY KLOD

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT	AYE	NO	BILL/AMENDMENT	AYE	NO
HB 461 AMD	X				

Rep. Larry W. [Signature]
(Signature)

Date 3-25-09

AUTHORIZED COMMITTEE PROXY

I request to be excused from the SE FRET

Committee because of other commitments. I desire to leave my proxy vote with:

V. C. HARRY KLOCK

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT	AYE	NO	BILL/AMENDMENT	AYE	NO
HB 641 AMD	X				
"	X				
64101 64101 64101	X				
641		X			
SB 424	X				
SB 403 A	X				
"	X				
SB 290	X				
SB 449 AMD	X				
"	X				
SB 257	X				

Rep.

Jesse D'Han
(Signature)

Date

²⁵
3-6-09

AUTHORIZED COMMITTEE PROXY

I request to be excused from the FRTT COMMITTEE

Committee because of other commitments. I desire to leave my proxy vote with:

HARRY KLOCK

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT	AYE	NO	BILL/AMENDMENT	AYE	NO
HB 641 AMD	X				
"	X				
64101000	X				
641		X			
424	X				
403 A	X				
"	X				
SB 290	X				
SB 449 AMD	X				
"	X				
SB 257	X				

Rep. [Signature]
(Signature)

Date 3-25-09

**AUTHORIZED
COMMITTEE PROXY**

I request to be excused from the FRET

Committee because of other commitments. I desire to leave my proxy vote with:

DRISCOLL

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT	AYE	NO	BILL/AMENDMENT	AYE	NO
AMD 64102-95H	✓				
AMD 64101-95H					

Rep.

Bandy W. Wagoner
(Signature)

Date

3/25/09